

# **Murray City Municipal Council Chambers Murray City, Utah**

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**T**he Municipal Council of Murray City, Utah, met on Tuesday, the 4<sup>th</sup> day of April 2006 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Krista Dunn,	Council Chair - conducted
Pat Griffiths,	Council Member
Robbie Robertson,	Council Member
Jim Brass,	Council Member
Jeff Dredge,	Council Member

Other who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Frank Nakamura,	City Attorney
Shannon Huff Jacobs,	Council Director
Carol Heales,	City Recorder
Mary Ann Kirk,	Cultural Arts, Parks & Recreation
Jenny Lund,	Historic Pres. Board
Tim Cosgrove,	State Representative
Tom Henry,	Exchange Club
Michael Romero,	Exchange Club
Sheri VanBibber	Exchange Club
Cathy McKittrick,	Salt Lake Tribune
Crystal Liechly,	Murray Journal
Michael Brodsky,	Hamlet Development
James Glascock,	James Glascock, Architect

Ms. Dunn conducted the meeting

## **A. OPENING CEREMONIES**

1. Pledge of Allegiance  
  
Representative Tim Cosgrove
2. Approval of Minutes  
  
None
3. Special Recognition(s)

**B.     CITIZEN COMMENTS**     (Comments are limited to 3 minutes unless otherwise approved by the Council.)

**C.     CONSENT AGENDA**

1.     Consider confirmation of the Mayor's appointment of Orden Yost to the Board of Appeals for a term expiring November 1, 2008.

Mr. Brass made a motion to approve the Mayor's appointment of Orden Yost to the Board of Appeals.

Mr. Dredge 2<sup>nd</sup> the motion.

Call Vote Recorded by Mr. Heales.

**AYE/NAY**

A     Mr. Dredge  
A     Mr. Robertson  
A     Mr. Brass  
A     Ms. Griffiths  
A     Ms. Dunn

Motion passed 5-0

**D.     PUBLIC HEARING(S)**

**PUBLIC HEARING #0609**

**6:40 p.m.**

**Consider an Ordinance relating to  
Zoning; amends the Zoning Map  
for property located at 162 and 166 East  
Myrtle Avenue, Murray City, Utah,  
from R-1-8 (single-family low density  
residential district) to C-D-C  
(commercial development district).  
(Hamlet Development)**

- a.     Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

**Consider an Ordinance relating to Zoning; amends the Zoning Map for property located at 162 and 166 East Myrtle Avenue, Murray City, Utah, from R-1-8 (single-family low density residential district) to C-D-C (commercial development district). (Hamlet Development)**

Staff Presentator: Dennis Hamblin, Planning & Zoning

Mr. Hamblin noted this item was reviewed by Planning Commission in March 2006, and comes with a favorable recommendation with a 6-0 vote. The properties in question are located within Downtown Historical Overlay District. It includes two parcels of ground on the south side of the street on Myrtle Avenue. The applicant would like to have those properties changed in zoning to a Commercial Development Zone to what the rest of the property surrounding that area is. They would like to put an office building at 162 East Myrtle. At 166 East Myrtle, Hamlet Development is not a part of, but has power of attorney to represent that property owner who also desires to have his parcel changed to the C-D-C zone.

Sponsor Presentation: James Glascock, Architect for Hamlet Homes

Mr. Glascock noted if the property is re-zoned they will submit plans to the Planning Commission for Conditional Use Application.

Back in December & January, they met with the Historical Committee for the Downtown area and presented a plan on a previous design, showing the floor plan, elevations and got a favorable recommendation. They are trying to do a top notch building which would meet the City's requirements for design and criteria. The building will more than adequately match whatever the City would like them to do on the property, in terms of the zoning ordinance.

Mr. Glascock continued, at this time the property is under negotiations, and noted that they would come back with a revised plan. The Historical Committee felt if the design was a similar type of architecture, they didn't see any problem. Actually they are still working with elements, the colors, the same design.

### **PUBLIC COMMENT**

None

### **PUBLIC HEARING CLOSED**

- b. Council consideration of the above matter to follow Public Hearing.

Mr. Dredge made a motion to adopt the zone change.

Mr. Brass 2nd the motion.

Call Vote Recorded by Mr. Heales.

**AYE/NAY**

A Mr. Dredge  
A Mr. Robertson  
A Mr. Brass  
A Ms. Griffiths  
A Ms. Dunn

Motion passed 5-0

**E UNFINISHED BUSINESS**

None scheduled.

**F. NEW BUSINESS**

1. Consider an Ordinance amending Chapter 2.41 of the Murray City Municipal Code relating to the Historic Preservation Advisory Board.

Staff Presentation: Doug Hill

Mr. Hill introduced Mary Ann Kirk and Jenny Lund from the Historic Preservation Advisory Board, who have worked for a long time on this ordinance. This ordinance was originally put into place for the first time in 1996. This was the City's first attempt to start to officially categorize and recognize the history of our City. This board was put into place to help with some historic preservation efforts.

Over the last 12 years, the role of the Board has change significantly as the City has grown, and taken on more responsibilities such as the Museum, Vintage Days, etc. The scope of the responsibility of the Board has changed beyond only historic preservation. In the process of reviewing this ordinance over the past year, Mary Ann and the Board felt like the ordinance itself needed to be modified to reflect the responsibilities of the Board.

This ordinance changes the name of the Murray Historic Preservation Advisory Board to Murray History Advisory Board. At the same time, the Board felt since they were modifying the Ordinance, they should update the process by which they classify and deal with historic buildings in our City. This will be the 2<sup>nd</sup> major change in this Ordinance, it better reflects the process by one would go through to get their home put on an historic register, or have it included within the inventory. If there are alterations or demolitions to be made to those facilities, then the process they would follow is in place

This ordinance is less restrictive than the one in the Historic Overlay District. When a home/building reaches 50 years of age, then it goes on the inventory. The Board at that point determines whether that home is an A, B, or C type building. They would classify all of the buildings (once every 10 years). "A" having more historic significance than a "C" buildings. The Board (or individual) would nominate buildings to be on the registers. The homes have to be either an A or a B to be on the register. If someone does not want to have their building put on the register, the ordinance clarifies that it is a voluntary designation.

Mr. Hill continued, when someone wants to alter, demolish or significantly change a building, there is a process to follow. This process has been in place since 1996. The proposed changes to the Ordinance, refines that process. If someone again wants to make those changes, they would have to take out an application, which would be done at the same time they take out a building permit.

If the home is designated as an A or a B home, then it goes before the Historic History Board, they have 25 days to review the application. It is called a consultation, giving the Board the opportunity to meet with the person who is making the alterations or wants to demolish the structure and talk to them about the credits that are available to them, resources are out there that can be used to try and save a building or modify a building to bring back its historic integrity. At the end of the period, it is up to the property owner to decide what they want to do after the consultation process.

Mr. Hill noted, the other change in this Ordinance is if is not the building is not an A or a B, and not on the register or part of the inventory it would be a C, then it allows the staff to review the application. This expedites the process, because many of the buildings in the City are not on the register. Under the current Ordinance, it takes a long time, because it has to go before the Board, with the new process it allows the staff five working days, to review it and meet with the owner. If there is no significance, they will send back a notation saying there will be no problems with modifications. It does help expedite the process for all of the other buildings that are not on the register.

Ms. Dunn asked Mr. Hill, what was the significance in choosing 50 years. It seems that will be a big year of buildings in this community. Ms. Dunn does not think 50 years is historic, she thinks more of a 75 year range as historic.

Ms. Lund commented, the 50-year designation was determined by the 1966 Preservation Act passed by Congress. That is the standard for preservation in the United States and they just stayed with that standard.

Ms. Dunn noted, that will be a huge burden, because that is 40% of Murray City's buildings.

Ms. Lund said the way communities deal with that is the inventory is done, and the inventories can become very complex and they can also become very simple, where you drive through a neighborhood and you see where everything was built within that period, and you can just classify that entire neighborhood in that decade.

Where it becomes complex is where you put the buildings on the register. They do not intend to put all the buildings 50 years old on the register, but to pick those that are significant in some way or good examples of an architectural style or craftsmanship. They put a representative sampling on the register, which is an easier number to deal with.

Ms. Kirk noted, Murray's old City Hall was torn down when it was 50 years old. A lot of times, when something has lasted 50 years, you start to get to the point where you have gone through several generations, that is when it is hind sight. You saw the Atwood Mansion on Vine Street go down, in that very era, 1950's. That is where the board has to be very careful as they look at it and pick those that are in good shape, have significant historical value or architectural examples.

Ms. Griffiths made a motion to adopt the Ordinance as written

Mr. Robertson 2<sup>nd</sup> the motion.

Call Vote Recorded by Mr. Heales.

**AYE/NAY**

<u>A</u>	Mr. Dredge
<u>A</u>	Mr. Robertson
<u>A</u>	Mr. Brass
<u>A</u>	Ms. Griffiths
<u>A</u>	Ms. Dunn

Motion passed 5-0

Ms. Griffiths wanted to thank Ms. Lund and all the members of the Board and commend them for the outstanding job they do. Murray City has a lot of expertise on this Board, and they do a good job. Mr. Griffiths also wanted to thank Mary Ann with her diverse skills and talents, and commend and recognize her as well.

Ms. Dunn noted she wanted to thank Representative Cosgrove for his representation during the past legislative session. He did an absolutely great job. He is very attentive to us as a City.

A lot of the time he will work to make the legislation better. The budget surplus demanded a lot of attention.

Mr. Cosgrove noted, he sponsored HB 407 which is Counseling Service for Reservists. When the reservists come back after 18 months, they come back with financial issues, PTSS, Divorce Rates, Suicidal thoughts. This program is provided through the Department of Human Services and offers counseling for the family up to 60 days.

Mr. Cosgrove also sponsored \$2 million for funding library books.

Working Family Economic Division that will bring in between \$57 & \$84 million for the State for families who are working but cannot make ends meet.

Ms. Griffiths stated she appreciates Mr. Cosgrove..

**G. MAYOR**

1. Report

- ✓ Mayor Snarr note Sherie VanBibber from the Exchange Club, President, Tom Henry, Scott Baker and Michael Romero, were here to ask the Mayor to read a proclamation for April 2006 National Child Prevention Club, April 3 - 28, 2006.

Mayor Snarr presented the proclamation to Sherie VanBibber.

Ms. VanBibber said 10 children in the state were lost last year due to abuse. The Exchange Club has \$2,000 down so far, working on a transition home to get families respite care from each other.

2. Questions of the Mayor

None

**H. ADJOURNMENT**

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Recorded by Carol Heales, City Recorder.